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*Counsel for Plaintiff Plymouth County Retirement Association*

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION**

PLYMOUTH COUNTY RETIREMENT  
ASSOCIATION, individually and on  
behalf of all others similarly situated,

**Plaintiff,**

v.

OUTSET MEDICAL, INC.,  
LESLIE TRIGG, REBECCA  
CHAMBERS, and NABEEL AHMED,

## Defendants.

Case No. 4:24-cv-07267-HSG

## CLASS ACTION

**STIPULATION AND ORDER  
VACATING DEADLINE TO  
RESPOND TO INITIAL COMPLAINT  
AND VACATING INITIAL CASE  
MANAGEMENT CONFERENCE  
AND RELATED DEADLINES  
(as modified)**

1        WHEREAS, on October 18, 2024, Plaintiff Plymouth County Retirement Association  
2 ("Plymouth County") commenced the above-captioned action against Defendants Outset  
3 Medical, Inc., Leslie Trigg, Rebecca Chambers, and Nabeel Ahmed, alleging violations of  
4 Sections 10(b) and 20(a) of the Securities Exchange Act of 1934, as amended by the Private  
5 Securities Litigation Reform Act of 1995 (the "PSLRA") (ECF No. 1, the "Initial Complaint");

6        WHEREAS, on October 28, 2024, the Court issued an Order scheduling an Initial Case  
7 Management Conference for January 21, 2025 at 10:00 a.m., which prompted associated  
8 deadlines pursuant to the Federal Rules of Civil Procedure, the Civil Local Rules, and the  
9 Alternative Dispute Resolution Local Rules (see ECF No. 9);

10      WHEREAS, on October 28, 2024, Defendants executed waivers of service, setting their  
11 deadline to respond to the Initial Complaint as December 23, 2024 (see ECF Nos. 10-13);

12      WHEREAS, on August 29, 2024, Chris Porcelli filed a complaint in this District against  
13 Defendants Outset Medical, Inc., Leslie Trigg, and Nabeel Ahmed alleging similar claims,  
14 captioned *Porcelli v. Outset Medical, Inc., et al.*, Case No. 5:24-cv-06124-EJD (the "*Porcelli*  
15 Action");

16      WHEREAS, the PSLRA provides a procedure for the appointment of lead plaintiff and  
17 lead counsel, 15 U.S.C. § 78u-4(a)(3), and motions for appointment as lead plaintiff and  
18 approval of lead counsel were to be filed in the *Porcelli* Action no later than October 28, 2024;

19      WHEREAS, Plymouth County, along with additional movant Sheet Metal Workers'  
20 Pension Plan of Southern California, Nevada and Arizona ("SMW Pension Plan"), filed a  
21 motion to be appointed lead plaintiff and for approval of lead counsel as well as to relate and  
22 consolidate this action with the *Porcelli* Action (the "Motion"). The Motion is pending, and the  
23 hearing is set for December 19, 2024;

24      WHEREAS, in light of the foregoing, the undersigned parties respectfully submit that, in  
25 the interest of judicial economy, good cause exists to find that Defendants should not be  
26 required to respond to a complaint in this case given the Motion pending in the *Porcelli* Action  
27 and to vacate the Initial Case Management Conference and related deadlines;

1 NOW, THEREFORE, IT IS HEREBY STIPULATED, by and between the undersigned,  
2 subject to Court approval, as follows:

- 3 1. Defendants need not respond to the Initial Complaint.  
4 2. The Initial Case Management Conference set for December 5, 2024 at 10:00  
5 a.m., and all associated deadlines, are vacated.

6 Dated: November 13, 2024

**BERMAN TABACCO**

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8 Nicole Lavallee

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13 *Counsel for Plaintiff and the Proposed Class*

14 **SIDLEY AUSTIN LLP**

15 By: /s/ Jaime A. Bartlett  
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19 *Counsel for Defendants Outset Medical, Inc.,  
Leslie Trigg, Rebecca Chambers, and  
Nabeel Ahmed*

20 **E-FILING ATTESTATION**

21 I, Nicole Lavallee, am the ECF User whose ID and password are being used to file this  
22 document. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that Jaime A. Bartlett  
23 has concurred in this filing.

24 /s/ Nicole Lavallee  
Nicole Lavallee

1 PURSUANT TO STIPULATION, IT IS SO ORDERED. The Initial Case Management  
2 Conference set for January 21, 2025 at 2:00 p.m., and all associated deadlines, are vacated.  
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4 DATED: 11/13/2024  
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HONORABLE HAYWOOD S. GILLIAM, JR.  
UNITED STATES DISTRICT JUDGE